

# COMBINED DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION WITH POWER OF ATTORNEY

ATTORNEY'S DOCKET  
**PU4995USw**

First Names Inventor:  
**Bacus**

Complete if known:  
App No.:

Filing Date

Group Art Unit:

- ( ) Declaration submitted with initial filing or  
( ) Declaration submitted after initial filing (surcharge required 37CFR1.16(e))

As below named inventor. I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## PREDICTIVE MARKERS IN CANCER THERAPY

the specification of which (check only one item below):

[ ] is attached hereto.

OR

[ x ] was filed on \*\*\*\*\* as United States application Serial No. \_\_\_\_\_ or PCT International

Application Number PCT/US03/12739 filed April 25, 2003 and was amended on (MM/DD/YYYY)  
\_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119 (a)-(d) or §365(b) of any foreign applications(s) for patent or inventor's certificate or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed:

### PRIOR FOREIGN AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

Prior Foreign Application Number (s)	Country	Foreign Filing Date (MM/DD/YYYY)	PRIORITY CLAIMED
1.			
2.			
3.			
4.			

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date (MM/DD/YYYY)
1. 60/389,795	06/19/2002
2. 60/432,811	12/11/2002
3. 60/432,943	12/11/2002
4. 60/451,978	03/05/2003

# COMBINED DECLARATION FOR UTILITY or DESIGN PATENT APPLICATION WITH POWER OF ATTORNEY Continued

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## PRIOR U.S. PARENT APPLICATION or PCT PARENT APPLICATION

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	STATUS (Check one)		
		PATENTED	PENDING	ABANDONED

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the practitioners associated with the Customer Numbers provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith  
Customer Number **23347** and Customer Number **20462**

Address all correspondence and telephone calls to Customer Number <b>23347</b> David J. Levy Corporate Intellectual Property GlaxoSmithKline Five Moore Drive, PO Box 13398 Research Triangle Park, NC 27709-3398	Direct Telephone Calls to:  David J. Levy 919-483-2370
--	---

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1-00 2 0 1	FULL NAME OF INVENTOR	FAMILY NAME <b>BACUS</b>	FIRST GIVEN NAME <b>Sarah</b>	SECOND GIVEN NAME/INITIAL <b>S.</b>
	INVENTOR'S SIGNATURE	Signature <i>[Signature]</i>		Date: <b>6/24/003</b>
	RESIDENCE & CITIZENSHIP	CITY <b>Tuscon</b>	STATE OR FOREIGN COUNTRY <b>AZ AZ</b>	COUNTRY OF CITIZENSHIP <b>US</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>c/o Ventana Medical Systems, Inc., 1910 Innovation Park Drive</b>		CITY <b>Tuscon</b> STATE & ZIP CODE/COUNTRY <b>AZ 85737 US</b>
2-00 2 0 2	FULL NAME OF INVENTOR	FAMILY NAME <b>HERRLE</b>	FIRST GIVEN NAME <b>Myra</b>	SECOND GIVEN NAME/INITIAL <b>R.</b>
	INVENTOR'S SIGNATURE	Signature		Date:
	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>GlaxoSmithKline Five Moore Drive, PO Box 13398</b>		CITY <b>Research Triangle Park</b> STATE & ZIP CODE/COUNTRY <b>North Carolina 27709, US</b>
3-00 2 0 3	FULL NAME OF INVENTOR	FAMILY NAME <b>KIRK</b>	FIRST GIVEN NAME <b>L.</b>	SECOND GIVEN NAME/INITIAL <b>Edward</b>
	INVENTOR'S SIGNATURE	Signature		Date:
	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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4-00	2	FULL NAME OF INVENTOR	FAMILY NAME <b>SPECTOR</b>	FIRST GIVEN NAME <b>Neil</b>	SECOND GIVEN NAME/INITIAL <b>L.</b>
		INVENTOR'S SIGNATURE	Signature <i>Neil Spector</i>		Date: <i>6/14/2003</i>
	0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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5-02		FULL NAME OF INVENTOR	FAMILY NAME <b>STOCUM</b>	FIRST GIVEN NAME <b>Michael</b>	SECOND GIVEN NAME/INITIAL <b>T.</b>
		INVENTOR'S SIGNATURE	Signature		Date:
	0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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6-00	2	FULL NAME OF INVENTOR	FAMILY NAME <b>XIA</b>	FIRST GIVEN NAME <b>Wenle</b>	SECOND GIVEN NAME/INITIAL
		INVENTOR'S SIGNATURE	Signature		Date:
	0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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Corporate Intellectual Property  
GlaxoSmithKline  
Five Moore Drive, PO Box 13398  
Research Triangle Park, NC 27709-3398

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919-483-2370

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2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME/INITIAL
	<b>BACUS</b>	<b>Sarah</b>	<b>S.</b>	
0	INVENTOR'S SIGNATURE	Signature		Date:
1	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
		<b>Tuscon</b>	<b>AZ</b>	<b>US</b>
1	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
		<b>c/o Ventana Medical Systems, Inc., 1910 Innovation Park Drive</b>	<b>Tuscon</b>	<b>AZ 85737 US</b>
2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME/INITIAL
	<b>HERRLE</b>	<b>Myra</b>	<b>R.</b>	
0	INVENTOR'S SIGNATURE	Signature <i>Myra R Herrle</i>		Date: <i>25 July 2003</i>
2	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
		<b>Durham</b>	<b>NC</b>	<b>US</b>
2	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
		<b>GlaxoSmithKline Five Moore Drive, PO Box 13398</b>	<b>Research Triangle Park</b>	<b>North Carolina 27709, US</b>
2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME/INITIAL
	<b>KIRK</b>	<b>L.</b>	<b>Edward</b>	
0	INVENTOR'S SIGNATURE	Signature		Date
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		<b>Durham</b>	<b>NC</b>	<b>US</b>
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0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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2	FULL NAME OF INVENTOR	FAMILY NAME <b>STOCUM</b>	FIRST GIVEN NAME <b>Michael</b>	SECOND GIVEN NAME/INITIAL <b>T.</b>
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2	FULL NAME OF INVENTOR	FAMILY NAME <b>XIA</b>	FIRST GIVEN NAME <b>Wenle</b>	SECOND GIVEN NAME/INITIAL
	INVENTOR'S SIGNATURE	Signature		Date:
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2  0  1	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME/INITIAL
	INVENTOR'S SIGNATURE	BACUS	Sarah	S.
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	Tucson	AZ	US
		POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
		c/o Ventana Medical Systems, Inc., 1910 Innovation Park Drive	Tucson	AZ 85737 US
2  0  2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME/INITIAL
	INVENTOR'S SIGNATURE	HERRLE	Myra	R.
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	Durham	NC	US
		POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
		GlaxoSmithKline Five Moore Drive, PO Box 13398	Research Triangle Park	North Carolina 27709, US
2  0  3	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME/INITIAL
	INVENTOR'S SIGNATURE	KIRK	L.	Edward
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	Durham	NC	US
		POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
		GlaxoSmithKline Five Moore Drive, PO Box 13398	Research Triangle Park	North Carolina 27709, US



2   0  4	FULL NAME OF INVENTOR	FAMILY NAME <b>SPECTOR</b>	FIRST GIVEN NAME <b>Neil</b>	SECOND GIVEN NAME/INITIAL <b>L.</b>
	INVENTOR'S SIGNATURE	Signature		Date:
	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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2   0  5	FULL NAME OF INVENTOR	FAMILY NAME <b>STOCUM</b>	FIRST GIVEN NAME <b>Michael</b>	SECOND GIVEN NAME/INITIAL <b>T.</b>
	INVENTOR'S SIGNATURE	Signature		Date:
	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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2   0  6	FULL NAME OF INVENTOR	FAMILY NAME <b>XIA</b>	FIRST GIVEN NAME <b>Wenle</b>	SECOND GIVEN NAME/INITIAL
	INVENTOR'S SIGNATURE	Signature		Date:
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Address all correspondence and telephone calls to **Customer Number 23347**

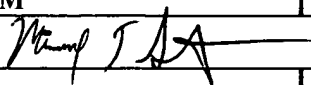
David J. Levy  
Corporate Intellectual Property  
GlaxoSmithKline  
Five Moore Drive, PO Box 13398  
Research Triangle Park, NC 27709-3398

Direct Telephone Calls to:

David J. Levy  
919-483-2370

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2	FULL NAME OF INVENTOR	FAMILY NAME <b>BACUS</b>	FIRST GIVEN NAME <b>Sarah</b>	SECOND GIVEN NAME/INITIAL <b>S.</b>
	INVENTOR'S SIGNATURE	Signature		Date:
0	RESIDENCE & CITIZENSHIP	CITY <b>Tuscon</b>	STATE OR FOREIGN COUNTRY <b>AZ</b>	COUNTRY OF CITIZENSHIP <b>US</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>c/o Ventana Medical Systems, Inc., 1910 Innovation Park Drive</b>	CITY <b>Tuscon</b>	STATE & ZIP CODE/COUNTRY <b>AZ 85737 US</b>
2	FULL NAME OF INVENTOR	FAMILY NAME <b>HERRLE</b>	FIRST GIVEN NAME <b>Myra</b>	SECOND GIVEN NAME/INITIAL <b>R.</b>
	INVENTOR'S SIGNATURE	Signature		Date:
0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>GlaxoSmithKline Five Moore Drive, PO Box 13398</b>	CITY <b>Research Triangle Park</b>	STATE & ZIP CODE/COUNTRY <b>North Carolina 27709, US</b>
2	FULL NAME OF INVENTOR	FAMILY NAME <b>KIRK</b>	FIRST GIVEN NAME <b>L.</b>	SECOND GIVEN NAME/INITIAL <b>Edward</b>
	INVENTOR'S SIGNATURE	Signature		Date:
0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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2	FULL NAME OF INVENTOR	FAMILY NAME <b>SPECTOR</b>	FIRST GIVEN NAME <b>Neil</b>	SECOND GIVEN NAME/INITIAL <b>L.</b>
	INVENTOR'S SIGNATURE	Signature		Date:
0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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2	FULL NAME OF INVENTOR	FAMILY NAME <b>STOCUM</b>	FIRST GIVEN NAME <b>Michael</b>	SECOND GIVEN NAME/INITIAL <b>T.</b>
	INVENTOR'S SIGNATURE	Signature 		Date: <b>19-June-03</b>
0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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2	FULL NAME OF INVENTOR	FAMILY NAME <b>XIA</b>	FIRST GIVEN NAME <b>Wenle</b>	SECOND GIVEN NAME/INITIAL
	INVENTOR'S SIGNATURE	Signature		Date:
0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <b>GlaxoSmithKline Five Moore Drive, PO Box 13398</b>	CITY <b>Research Triangle Park</b>	STATE & ZIP CODE/COUNTRY <b>North Carolina 27709, US</b>

# COMBINED DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION WITH POWER OF ATTORNEY

ATTORNEY'S DOCKET  
**PU4995USw**

First Names Inventor:  
**Bacus**

Complete if known:  
App No.:

Filing Date

Group Art Unit:

( ) Declaration submitted with initial filing or

( ) Declaration submitted after initial filing (surcharge required 37CFR1.16(e))

As below named inventor. I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## PREDICTIVE MARKERS IN CANCER THERAPY

the specification of which (check only one item below):

[ ] is attached hereto.

OR

[ x ] was filed on \*\*\*\*\* as United States application Serial No. \_\_\_\_\_ or PCT International

Application Number PCT/US03/12739 filed April 25, 2003 and was amended on (MM/DD/YYYY)  
\_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119 (a)-(d) or §365(b) of any foreign applications(s) for patent or inventor's certificate or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or of any PCT international application having a filing date before that of the application on which priority is claimed:

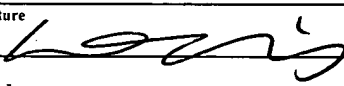
### PRIOR FOREIGN AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

Prior Foreign Application Number (s)	Country	Foreign Filing Date (MM/DD/YYYY)	PRIORITY CLAIMED
1.			
2.			
3.			
4.			

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date (MM/DD/YYYY)
1. 60/389,795	06/19/2002
2. 60/432,811	12/11/2002
3. 60/432,943	12/11/2002
4. 60/451,978	03/03/2003

<b>COMBINED DECLARATION FOR UTILITY or DESIGN PATENT APPLICATION WITH POWER OF ATTORNEY</b> Continued				ATTORNEY'S DOCKET NUMBER <b>PU4995USw</b>	
<p>I hereby claim the benefit under 35, U.S.C. §120 of any United States application or §365(c) of any PCT international application designating the United States of America that is listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:</p>					
<b>PRIOR U.S. PARENT APPLICATION or PCT PARENT APPLICATION</b>					
U.S. Parent Application or PCT Parent Number			Parent Filing Date (MM/DD/YYYY)		
			STATUS (Check one)		
			PATENTED	PENDING	ABANDONED
<p><b>POWER OF ATTORNEY:</b> As a named inventor, I hereby appoint the practitioners associated with the Customer Numbers provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith  Customer Number <b>23347</b> and Customer Number <b>20462</b></p>					
Address all correspondence and telephone calls to <b>Customer Number <u>23347</u></b> <b>David J. Levy</b> <b>Corporate Intellectual Property</b> <b>GlaxoSmithKline</b> <b>Five Moore Drive, PO Box 13398</b> <b>Research Triangle Park, NC 27709-3398</b>				Direct Telephone Calls to:  <div style="text-align: center;"><b>David J. Levy</b> <b>919-483-2370</b></div>	
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.</p>					
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	INVENTOR'S SIGNATURE	Signature			Date
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2	FULL NAME OF INVENTOR	FAMILY NAME <b>XIA</b>	FIRST GIVEN NAME <b>Wenle</b>	SECOND GIVEN NAME/INITIAL
	INVENTOR'S SIGNATURE	Signature 		Date: <b>6/6/2003</b>
0	RESIDENCE & CITIZENSHIP	CITY <b>Durham</b>	STATE OR FOREIGN COUNTRY <b>NC</b>	COUNTRY OF CITIZENSHIP <b>US</b>
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